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Facsmile Cover Sheet

To: Examiner Tara L. Mayo GAO 3671

Facsimile: 1-703-872-9306

From: C. Brodsky

Date: 6/14/05

Reference: SN ~~10~~ 10/772, 117

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE JUL 14 2005

Applicant: **CARLY URETZKY-MILLER** :
Serial No.: **10/772,117** :
Filing Date: **February 5, 2004** :
Title: **YOGA MAT CARRY BAG** :
Group Art Unit: **3671** :
Examiner: **Ms. Tara L. Mayo** :

MEMORIALIZATION OF TELEPHONE INTERVIEWS
OF JULY 13, 2005

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

I hereby certify that this Memorialization of Interviews comported July 13, 2005 is being forwarded by facsimile to Examiner Tara L. Mayo at 703-872-9306 this 14 day of July, 2005.

cebr
CHARLES I. BRODSKY

Sir:

In response to the Advisory Action dated June 27, 2005, interviews were had by Applicant's undersigned attorney with Examiner Mayo.

Introduction

An Initial Office Action in this matter was mailed October 7, 2004. An Amendment replying thereto was received by facsimile transmission December 13, 2004. A Final Reject was mailed March 23, 2005 and an Amendment Under Rule 116 responding thereto was received by facsimile transmission June 16, 2005.

An Advisory Action was mailed June 27, 2005 refusing to enter the Amendment, contending that the Amendment raised new issues requiring further consideration and/or search due to the addition of newly added Claims 20-27.

The Telephone Interviews

a. On July 13, 2005, Examiner Mayo returned the undersigned's telephone call in which the undersigned express confusion as to the assertion that the Amendment Under Rule 116 newly added Claims 20-27. As the undersigned pointed out, the Amendment filed Under Rule 116 added no new claims.

1. In fact, the Amendment Under Rule 116 canceled Claim 21; and
2. The Amendment Under Rule 116 modified Claim 14 and Claim 24 by adding the one word "when" to comport with the Examiner's correct interpretation of these Claims as set forth in Paragraph 4 of the Final Rejection.

3. Examiner Mayo advised that this Amendment Under Rule 116 was filed in her system on June 27, 2005, listing and labeling Claims 20-27 as being "newly added". The undersigned advised Examiner Mayo that this was incorrect, and offered to fax her a copy of the Amendment as being logged in at the Patent Office on June 16, 2005. The Examiner indicated that she would have to telephone around to see who could take care of this, and how to handle the situation.

b. Later, that same date, the undersigned telephoned Examiner Mayo to advise that Claims 20-27 were added by way of the Amendment of December 13, 2004 -- not by way of the Amendment Under Rule 116 -- and that there had been some error made in the listing and labeling in the Patent Office computer system. Examiner Mayo reiterated that she would look into the situation and advise accordingly.

c. A copy of the Patent Office auto-reply facsimile transmission of June 16, 2005 is attached, along with a copy of the Claim Listing forwarded therewith.

Respectfully submitted,

CARLY URETZKY-MILLER

By:



CHARLES I. BRODSKY
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July 14, 2005

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RESPONSE to Final Rept.
OF 3/23/05

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DOCUMENTS:

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